

JUN 26 2003

Michael N. Milby, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In Re ENRON CORPORATION	§	
SECURITIES, DERIVATIVE &	§	MDL 1446
"ERISA" LITIGATION,	§	
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MARK NEWBY, ET AL.,	§	
	§	
Plaintiffs	§	
	§	
VS.	§	CIVIL ACTION NO. H-01-3624
	§	AND CONSOLIDATED CASES
ENRON CORPORATION, ET AL.,	§	
	§	
Defendants	§	
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CONSECO ANNUITY ASSURANCE	§	
COMPANY, Individually and on	§	
Behalf of all Others Similarly	§	
Situated,	§	
	§	
Plaintiff,	§	
	§	
VS.	§	CIVIL ACTION NO. H-03-2240
	§	
CITIGROUP, INC. ET AL.,	§	
	§	
Defendants.	§	

ORDER OF CONSOLIDATION

Pursuant to the order of consolidation entered in lead case H-01-3624, Newby v. Enron Corp. et al. on December 12, 2001, and the Order of Transfer by the Judicial Panel on Multidistrict Litigation (#5 in H-03-2240), the Court

ORDERS that H-03-2240 is hereby CONSOLIDATED into H-01-3624.

The Court hereby gives notice to counsel that claims involving the financial institutions in MDL 1446 and the Enron bankruptcy proceeding have been ordered to mediation before the Honorable William C. Conner, Senior United States District Judge

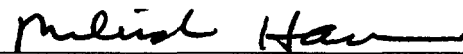
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of the Southern District of New York (instrument #1491 in Newby).
Accordingly, the Court

ORDERS that the parties in this action shall abide by
the terms of that mediation order and participate in that
mediation. The Court further

ORDERS that a copy of this order shall be sent to Judge
Conner.

SIGNED at Houston, Texas, this 26th day of June, 2003.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE